CRAIG COUNTY BOARD OF SUPERVISORS JULY 7th, 2022 – 6:00 P.M. CRAIG COUNTY COURTHOUSE

AT A REGULAR MEETING of the Craig County Board of Supervisors conducted on the 7th day of July at 6:00 p.m. in the Craig County Court House Courtroom.

PRESENT:

Jesse Spence - Chair

Rusty Zimmerman-Vice Chair

Carl Bailey-Supervisor Jason Matyas-Supervisor Keith Dunbar-Supervisor

Dan Collins - Clerk

OPEN MEETING

Meeting was called to order at 6:00 p.m. by Mr. Spence. The invocation was given by Mr. Matyas, followed with the Pledge of Allegiance.

REQUESTS TO POSTPONE, ADD TO OR CHANGE THE ORDER OF AGENDA ITEMS

- A. VIII. Informational, C. VDOT Load Posting
- B. IV. BRIEFINGS, Trace Bellassai, Broadband packet added

CONSENT ITEMS

R22-54

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF CRAIG COUNTY, VIRGINIA, HELD AT THE CRAIG COUNTY COURTHOUSE ON THURSDAY, JULY $7^{\rm th}$, 2022

RESOLUTION APPROVING AND CONCURRING IN CERTAIN ITEMS SET FORTH ON THE BOARD OF SUPERVISORS AGENDA FOR THIS DATE DESIGNATED AS THE CONSENT ITEMS

BE IT RESOLVED by the Board of Supervisors of Craig County, Virginia, as follows:

- 1. That the certain section of the agenda of the Board of Supervisors for July 7th, 2022 designated as the Consent Items be, and hereby is, approved and concurred in as to each item separately set forth in said section designated Items 1 through 2, inclusive, as follows:
 - 1. Approval of minutes June 2nd, 2022 and June 9th, 2022
 - 2. Claims and Warrants
- 2. That the Clerk to the Board is hereby authorized and directed where required by law to set forth upon any of said items the separate vote tabulation for any such item pursuant to this resolution.

The Board of Supervisors of Craig County, in a regular meeting on the 7th day of July 2022 adopted this Resolution.

Mr. Spence presented to the board the R22-54 consent items. Mr. Bailey made a motion, seconded by Mr. Zimmerman, to approve the minutes and consent items with Resolution R22-54. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes Mr. Dunbar, Mr. Bailey, and Mr. Spence, yes.

BRIEFINGS

A. Brian Blevins, VDOT - No new land development projects, one utility permit and continuing with gravel, pavement patching on 311, mowing, trimming, and grading on our gravel roads. Cleaning storm drainage starting on route 42 and then continuing throughout county. Upcoming pipe replacements on route 632, Johns Creek Road. Completed projects - patching on 614, Hawkins Lane, Cedar Rush Road and the first mowing is ninety percent completed. Bridge project update on 311 Meadow Creek, temporary signal in place, demolition of northbound lane is complete, Cofferdam Dams are installed for phase 1. Pile drilling operations for Abutment B have started and concrete is scheduled. The project is on schedule with anticipated completion for major construction activities in December 2022.

- B. Trace Bellassai, Broadband Study Reviewed Braoadband Packet with recent request for proposals for VATTI grant. Included with request for proposals, four responded, Pemtel, Craig Botetourt, Citizens, and TDS. Pemtel, concentrating on the 42 corridor and TDS concentrating on the rest of the county, were most economical. Mr. Bellassai would like to move forward because of cost a coverage for entire county. TDS will also eliminate the phone service to receive internet services.
- C. Jeff Mutter, Mountain Castles Soil & Water Conservation District (SWCD), Johns Creek Dam Rehabilitation & Water Conservation District (MCSWCD)-update, Mountain Castle SWCD is requesting the Craig County Board of Supervisors to designate Mr. Robert R. "Dan" Collins as the official signee on behalf of Craig County, Virginia. As the signee, Mr. Collins shall be granted permission to sign off on the funding application (as mentioned above) and all other future documentation regarding the Johns Creek Dame #1 (McDaniel's Lake) Rehabilitation as seen fit, and designate Mr. Robert R. "Dan" Collins as the official signee on behalf of Craig County, as the Mountain Castles SWCD Craig County Representative.
- D. Bill Wolf, Mountain Valley Pipeline-gave us an update on Mountain Valley Pipeline and requested letter of intervention to stop MVP extension of their permits to FERC.
- E. Personal Property Tax Relief Discussion-Request from Commissioner of Revenue to review used vehicle tax because of the increase of used vehicles have gone up in value. Smaller counties have kept rate the same as larger ones have rebated a certain percentage regarding value. Please review background data and options. Discussion with Treasurer and Commissioner and review of budget for Personal Property Tax. Percentages with rate/value and foreseeing the next half of the year regarding the budget strictly for motorized vehicles. Mr. Spence asked for a motion to run the advertisement for a public hearing to discuss further on August 4th, 2022.

Mr. Dunbar made a motion in favor of a public hearing, Mr. Bailey seconded. Voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, Yes and Mr. Spence, yes.

APPOINTMENTS

R22-55

A Resolution Appointing Susan Edwards To the Economic Development Authority WHEREAS, the Board of Supervisors created a political subdivision as allowed by statute known as the Economic Development Authority on June 21, 1994, and

WHEREAS, it is the responsibility of the Board of Supervisors to appoint members of the Economic Development Authority, and

WHEREAS, the (4) four year term of Kermit Daniel, Craig City District, expired on June 21, 2022, and

WHEREAS, Susan Edwards has been recommended to be appointed for a (4) four-year term, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Craig County that the appointment of Susan Edwards to the Economic Development Authority for the term June 22, 2022 to June 21, 2026 is hereby made.

The Board of Supervisors of Craig County, in a regular meeting on 7th day of July 2022 adopted this Resolution.

Mr. Spence asked for a motion. Mr. Matyas made a motion to approve Resolution R22-55, appointing Susan Edwards to the Economic Development Authority, Mr. Dunbar seconded. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

R22-56

Resolution Appointing Robert R. "Dan" Collins Mountain Castles SWCD Craig County representative

WHEREAS, Mountain Castles Soil & Water Conservation District (MCSWCD), in partnership with the Department of Conservation and Recreation (CDR), will be submitting an application to the USDA-Natural Resources Conservation Service for dam rehabilitation design funding for Johns Creek Dam #1, and

WHEREAS, NRCS has requested that the Craig County sign the application in addition to the district as the county is a party to the original watershed agreement with NRCS, and

WHEREAS, all of the match funding and contract administration assistance will be provided by DCR. Craig County will not have to be a party to the contract for design services nor contracts for construction services once the project proceeds to the construction phase, and

WHEREAS, Mountain Castle SWCD is requesting the Craig County Board of Supervisors to designate Mr. Robert R. "Dan" Collins as the official signee on behalf of Craig County, Virginia. As the signee, Mr. Collins shall be granted permission to sign off on the funding application (as mentioned above) and all other future documentation regarding the Johns Creek Dame #1 (McDaniel's Lake) Rehabilitation as seen fit, and

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig to designate Mr. Robert R. "Dan" Collins as the official signee on behalf of Craig County, as the Mountain Castles SWCD Craig County Representative.

The Board of Supervisors of Craig County, in a regular meeting on the 7th day of July 2022 adopted this Resolution.

Mr. Spence asked for a motion and Mr. Bailey made a motion to approve Resolution R22-56 recommending the Appointment of Dan Collins Mountain Castles SWCD Craig County Representative, Mr. Dunbar seconded. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes, and Mr. Spence, yes.

NEW BUSINESS

R22-57

A RESOLUTION TRANSFERING FUNDS FOR THE 2021-2022 FISCAL YEAR BUDGET FOR CRAIG COUNTY

WHEREAS, the Board of Supervisors is requested to amend the Fiscal Year 2021-2022 budget as presented below due to expenditures beyond the budgeted amounts, and

WHEREAS, the following departments have excess funds available: Technology, Contingency, and be used to fund the following departments in need, and

WHEREAS, the Care of Prisoners Department which is for expenses incurred for prescriptions and dr visits by the Roanoke/Botetourt Jail have been in excess of the budgeted amount, this line item will be in need of \$12,653 to finish out the FY22, and

WHEREAS, the Commonwealth Attorney Office is in need of the amount of 1,000 this was for Food Lodging and Convention that was not budget, and

WHEREAS, the Building Official budget is in need of additional fuel money due to the cost of gas in the amount of 800, now

THEREFORE BE IT RESOLVED by the Board of Supervisors of Craig County that the following budget amendment transfers be and is hereby approved for fiscal year 2021-2022.

FROM:

4-100-012510-9006 4-100-091410-5850	Technology Contingency Total	9,235 5,218 14,453
TO: 4-100-033200-3800 4-100-022100-5541 4-100-034100-6008	Care of Prisoners Food & Lodging Fuel Total	12,653 1,000 <u>800</u> 14,453

The Board of Supervisors of Craig County in a regular meeting on 7th day

of July, 2022 approved this resolution.

Mr. Spence asked for a motion. Mr. Dunbar made a motion, seconded by Mr. Matyas, to approve Resolution R22-57 to A RESOLUTION TRANSFERING FUNDS FOR THE 2021-2022 FISCAL YEAR BUDGET FOR CRAIG COUNTY. Voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

R22-58

A RESOLUTION AMENDING THE FISCAL YEAR 2021-2022 BUDGET

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2021-2022 Budget on May 6, 2021 for planning purposes, and

WHEREAS, the Treasurer's office has received additional revenue by collections which are above the original budgeted amount for Credit Card fees, in the amount of \$3,835 and also for DMV stop fees in the amount of \$480 these will be placed into the appropriate line items. The Office of the Treasurer has also received scholarship funding of \$185 for training from the Treasurers Association. It is the request that these funds be placed in the Treasurer's budget in the training line item, and

WHEREAS, the Sheriff office has received a donation of \$50 for the Hooked on Fishing event and request it be appropriated for that event, and

WHEREAS, Mountain Castle Soil and Water has additional revenue into their budget of \$16,619, this is placed into the County Budget from them to reimburse the County's budget for the payroll since Craig is their fiscal agent, and

WHEREAS, the Friends of the Library has reimbursed the county for the amount of overspent payroll in the 21-22 budget, this amount of \$3,500 will be placed in the salaries line items of the Library for the amount over and beyond the original budgeted amount, and

WHEREAS, additional Cigarette Tax funds of \$16,619 have been collected and will need to be appropriated into the EMS budget for expenses, the Cigarette Tax was not a budgeted expense at the beginning of the fiscal year, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2021-2022 budget is hereby amended as follows:

3-100-018990-0018 3-100-018990-0031 3-100-019000-0005 3-100-018990-0027 3-100-019020-0005 3-100-018990-0020 3-100-012080-0001	Treasurers Association HOF donation Mt Castle Soil and Water Library Local Donations DMV fees Credit Card Fees Cigarette Tax	185 50 15,115 3,500 480 3,835 16,619 TOTAL \$39,784
EXPENSES TREASURER 4-100-012410-554 4-100-012410-6029 4-100-012410-3802	Training Bank Fees Credit Card DMV stops	185 3,835 480
SHERIFF DEPT 4-100-031200-9906	Hooked on Fishing	50
<u>LIBRARY</u> 4-100-073300-	payroll	3,500

MT CASTLE SOIL

<u>REVENUE</u> LOCAL 4-100-082400-

payroll lines

15,115

CCEMS

4-100-032410-1107 overtime pay

16,619

TOTAL 39,784

BE IT FURTHER RESOLVED, that the sum of \$39,784 appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 7th day of July 2022, adopted this resolution.

Mr. Spence asked for a motion. Mr. Zimmerman made a motion, seconded by Mr. Bailey, to approve Resolution R22-58 A RESOLUTION AMENDING THE FISCAL YEAR 2021-2022 BUDGET Voting as follows: Mr. Zimmerman, no, Mr. Matyas, no, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

R22-59

A RESOLUTION AMENDING THE FISCAL YEAR 2021-2022 BUDGET

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2021-2022 Budget on May 6, 2021 for planning purposes, and

WHEREAS, the Craig County Public Schools has received CRRSA ESSER II (CARES Act ESSERF) funds in the 2021-2022 fiscal year in the amount of \$106,041, and

WHEREAS, it is the request of the Craig County Public Schools that it be placed into the 2021-2022 operating budget, now

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2021-2022 budget is hereby amended as follows:

<u>REVENUE</u>

STATE

School Fund 205

CARES ACT ESSER

3-205-033080-0055

106,041

EXPENSES

School Fund 205

Analytication 1 Tr. 1 4 00 F 0 C4000 Door 0	19,130 <u>69,728</u>
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TOTAL

BE IT FURTHER RESOLVED, that the sum of \$106,041 appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 7th day of July 2022, adopted this resolution.

Mr. Spence asked for a motion, Mr. Dunbar made a motion to accept R22-60, seconded by Mr. Bailey, to approve Resolution R22-59 A RESOLUTION AMENDING THE FISCAL YEAR 2021-2022 BUDGET. Voting as follows: Mr. Zimmerman, no, Mr. Matyas, no, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

R22-60

106,041

A RESOLUTION AMENDING THE FISCAL YEAR 2022-2023 BUDGET

WHEREAS, the Craig County Board of Supervisors (CCBoS) adopted the 2022-2023 Budget on May 5, 2022 for planning purposes, and

WHEREAS, the County of Craig has unspent money in various departments that it is necessary to carry the funds from the Fiscal year of 21-22 into the Fiscal year of 22-23 in order to meet the requirements of grants and specific funding, and

WHEREAS, the Sheriff has seizure funds in the amount of 4236 for carry over and also has the Hooked on Fishing event in the amount of 12,017,and

WHEREAS, the Commonwealth Attorney has the amount of 2549 in seizure funds for carry over, these seizure funds must be used for specified expenses for their departments, and

WHEREAS, the 911 department has a PSAP Grant for upgrading 911 equipment in the amount of 54,538, and

WHEREAS the CC EMS has a Communications grant balance of 5,400 for the evaluation of the radio systems, and also has grants in the amounts of 2555 and one for 14856 which are for HRSA stimulus, and also has memorial donation funds in the amount of 600 to be carried to the 22-23 year, and

WHEREAS, the Board of Supervisors has unspent parade money that was donated by a citizen for 141, and

WHEREAS, the Public Safety Department has State Tower rent in the amount tof 4721 which is earmarked for tower repairs to carry over and also has Search and Rescue funds to be carried in the amount of 1343, and

WHEREAS, the Tourism Commission has the balance of 25,110 left in the 21-22 year that is earmarked for tourism that comes from the proceeds of Occupancy taxes collected, and it is their request to carry this to the 22-23 year, and

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Craig County that the Fiscal Year 2022-2023 budget is hereby amended as follows:

<u>REVENUE</u>

LOCAL

	TOTAL	\$ 128,067
3-116-041999-0000	Comm. Att Seizure Fund Bal c/o	2,549
3-115-041999-0000	Sheriff Seizure Fund Bal c/o	4,236
	GF Use of Fund Balance c/o	121,282

EXPENSES BOS

4-100-011010-6017	parade	141
SHERIFF DEPT 4-100-031200-9906 4-115-031200-5898	Hooked on Fishing state seizure	12,017 4,236
COMM. ATTORNEY 4-116-022100-5898	state seizure	2,549
<u>CCEMS</u> 4-100-032410-6002	memorial donations	600
PUBLIC SAFETY 4-100-032420-3313 4-100-032420-9506	state tower repairs Search & Rescue	4,721 1,343

TOURISM 4-100-081230-5605	Marketing	25,110
GRANTS 4-100-091500-9529 4-100-091500-9530 4-100-091500-9534 4-100-091500-9535	e911 radio comm grant HRSA ems grant #1 HRSA ems grant #2	54,538 5,400 2,556 14,856

TOTAL 128,067

BE IT FURTHER RESOLVED, that the sum of \$128,067 appropriated as described above. The Board of Supervisors of Craig County, in a regular meeting on the 7th day of July 2022, adopted this resolution.

Mr. Spence asked for a motion, Mr. Zimmerman made a motion, seconded by Mr. Dunbar, to approve Resolution R22-60 Amending the Budget for Fiscal Year 22-23. Voting was as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, yes, Mr. Bailey, yes and Mr. Spence, yes.

INFORMATIONAL

- A. Treasurer's Report
- B. Thank you note from Mr. Taylor for the Bicentennial Scholarship
- C. Treasurer regarding pigeon issue received three proposals for review
- D. Copy of Public Notice Request for Proposals General Reassessment of Real Property
- E. DSS Open House, July 26th, 2pm to 4pm
- F. Letter from Mr. Spence regarding advertising his business
- G. VDOT Bridge Load Posting on Sinking Creek

REPORTS AND INQUIRIES FROM THE BOARD

- **a.** Court House Pigeon Problem The Treasurer has asked we have the pigeons nesting in the Court House eves to be removed. She has secured three proposals ranging for \$1,000.00 to \$12,000.00 depending on method used.
- **b.** Senator Warner Visit Last time a US Senator visited Craig County was over 40 years ago. Meeting held in the CPEC Conference Room on Saturday July 16, @ 11:00 am.
- c. Rails to Trails- IN PROGRESS VDOT has completed the first review for developing a Walking/Bike/Horse Trail from New Castle to Eagle Rock in Botetourt County. The next step is the Preliminary Engineering work. The Board appointed a seven member committee at the June meeting to oversee the development and insure citizen involvement. Funding of \$12,500,00 for the project is included in the Adopted State Biennium Budget.
- d. Health Department Lease-Current lease expired June 30, 2022. Inflation has increased 38.9% since 2007. Current lease is \$11,500.00 annually (\$962.50) per month). Notified the Health Department they are month to month until a new lease is negotiated. Health Department is working on new lease.
- e. ARAP Funds (approximately \$999,500+/-) are eligible for the Radio Project. We submitted a VDEM grant request for \$2,900,000.00 last month. In addition, Delegate Terry Austin reports there is \$2,000,000 included in the Adopted State Biennium Budget.

- **f.** Opioid Settlement-Notified that the County will receive \$371,000. Not sure of eligible uses. All proceeds will go into General Fund Fund Balance for the Radio Tower Project.
- g. EMS New Hires Two fulltime employees: one EMT -Intermediate and ALS provider and one EMT ALS Paramedic. We have also hired one Part Time EMT Paramedic and on Part Time EMT BLS provider. These new hires will greatly improve our staffing levels and reduce overtime.
- h. Planning Commission will be reviewing a proposed Zoning Ordinance Amendment addressing "Accessory Apartments" (Guest House) beginning in September. The purpose is to allow a small dwelling for and immediate family member, on a single lot in various zones. Updating the county Comprehensive Plan will also start in September.
- i. Johns Creek Dam #1- Federal Safety modifications. Received notification the federal funding, along with the State (Local) matching funds has been approved. No County funds needed. On July Agenda.
- j. Landfill We have advertised the Landfill Property for sale once again, R/W to be recorded in the Clerk's Office prior to any possible sale. Will review all bids in Closed Session (July).

HEAR THE PUBLIC

Mr. Spence opened hear the public.

Mr. Allen Smith spoke regarding the Rails to Trails Committee and concerns about the project.

RECESS TO CLOSED SESSION

Motion to go into closed meeting to discuss Personnel Matters, §2.2-3711 A.1 and Real Estate Matters §2.2-3711 A.3 of the Code of Virginia. Mr. Bailey made a motion, Mr. Spence seconded, voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, Mr. Spence, yes.

R22-61

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF CRAIG COUNTY, VIRGINIA, HELD AT THE CRAIG COUNTY COURTHOUSE ON THURSDAY, JULY 7th, 2022

RESOLUTION CERTIFYING THE CLOSED MEETING WAS HELD IN CONFORMITY WITH THE CODE OF VIRGINIA

WHEREAS, The Board of Supervisors of Craig County, Virginia has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Board of Supervisors of Craig County, Virginia, that such closed meeting was conducted in conformity with Virginia Law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Craig County, hereby certifies that, to the best of each member's knowledge;

- 1. Only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting which this certification resolution applies; and
- 2. Only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Board of Supervisors of Craig County, Virginia

Mr. Spence asked for a motion, Mr. Bailey made a motion to adopt R22-61, Mr. Dunbar seconded, voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, Mr. Spence, yes.

ACTION AS A RESULT OF CLOSED SESSION

R22-62

APPROVAL OF SALE, LANDFILL PROPERTY, Tax Parcel 47A3-3-1536-A-22

WHEREAS, The Craig County Board of Supervisors offered land for sale: Tax Parcel 47A3-3-1536-A-22, a portion of the Craig County Landfill Property located near State Route 609 and Landfill Road.

WHEREAS, The 53.324 acre parcel located at the Craig County Landfill site includes a 6.473 acre "Closed Area" tract from the previous landfill. The County will retain approximately 11.5 acres.

WHEREAS, The County of Craig has received sealed bids for the remaining parcel consisting of approximately 41 Acres. The "Closed Area" and all Ground Water Monitoring Wells will be maintained in accordance with DEQ regulations by the purchaser.

WHEREAS, All bids must be submitted on a per acre basis. The "County reserves the right to reject any bids and reserves the right to engage in negotiations with any offerors or other interested parties."

NOW, THEREFORE BE IT resolved by the Board of Supervisors of Craig County that Tax Parcel 47A3-3-1536-A-22, a portion of the Craig County Landfill Property located near State Route 609 and Landfill Road, and

AND BE IT FURTHER RESOLVED that the Board of Supervisors approves the sale to Rusty Zimmerman at 496 Hunters Drive, New Castle, VA 24127 at Seven Hundred Dollars (\$700.00) per acre and the County Administrator is authorized to sign all necessary documents on behalf of the Board of Supervisors to complete the sale of the property.

The Board of Supervisors of Craig County, in a regular meeting on 7th day of July, 2022 adopted this Resolution.

Mr. Spence asked for motion to accept, Mr. Dunbar made a motion, Mr. Matyas, seconded, voting as follows: Mr. Zimmerman, yes, Mr. Matyas, yes, Mr. Dunbar, Mr. Spence, yes.

ADJOURN MEETING

Mr. Spence adjourned the meeting at 8:49pm.

CHAIRMAN
CRAIG COUNTY BOARD OF SUPERVISORS

_____, CLERK CRAIG COUNTY BOARD OF SUPERVISORS
